

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
 J. Mark Sutton, et al. )  
 U.S. Application No.: 10/599,098 )  
 International Application No. PCT/GB2005/001056 ) Examiner To Be Assigned  
 U.S. Filing Date: September 19, 2006 )  
 International Filing Date: March 22, 2005 ) Group Art Unit No. To Be Assigned

For BIOLOGICAL INDICATOR

## POWER OF ATTORNEY AND STATEMENT UNDER 3.73 (b)

I hereby appoint practitioners associated with **Customer Number 43320** (Evan Law Group LLC) as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with the above identified patent application. The statement under 37 CFR 3.73(b) is below.

Assignee Name and Address:

Health Protection Agency  
 Porton Down, Salisbury  
 Wiltshire, SP4 0JG  
 Great Britain

## STATEMENT UNDER 37 CFR 3.73(B)

I am:

1. the assignee of the entire right, title, and interest; or  
 2. an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is 100% in the patent application/patent identified above by virtue of either:

- A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_.

2. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_.

- Additional documents in the chain of title are listed on a supplemental sheet.

## SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee.

Name	<u>Jim Harker</u>	Date	22 November 2006
Signature	<u>J. Harker</u>	Telephone	<u>0207-759-2710</u>
Title	<u>HPA BOARD SECRETARY</u>		

**ASSIGNMENT**

WHEREAS, **J. Mark Sutton** and **Neil David Hammond Raven**, referred to as ASSIGNORS, have invented a certain invention entitled **BIOLOGICAL INDICATOR** filed September 19, 2006 (International Filing Date: March 22, 2005) as (International Application No.PCT/GB2005/001056) and assigned U.S. Application No. 10/599,098 and

WHEREAS, **Health Protection Agency**, a corporation of Great Britain, having a place of business at **Porton Down, Salisbury, Wiltshire SP4 0JG, Great Britain**, hereinafter referred to as ASSIGNEE, is desirous of acquiring the entire right, title and interest in, to and under said invention and the United States Letters Patent to be obtained therefor:

NOW THEREFORE, TO ALL WHOM IT MAY CONCERN:

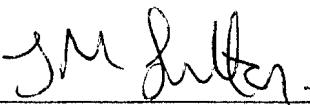
Be it known that for good and valuable consideration, the receipt of which is hereby acknowledged, the ASSIGNORS hereby sell, assign and transfer to ASSIGNEE the full and exclusive right, title and interest to said invention and all Letters Patent of the United States to be obtained thereon on said applications or any non-provisional, continuation, division, renewal, substitute or reissue thereof for the full term or terms for which the same may be granted.

ASSIGNORS also assign all of its right, title and interest in and to said invention in all foreign countries, and all applications for Letters Patent which may evolve therefrom, including the right to claim International Convention priority.

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale.

ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said applications, said invention and said Letters Patent as may be known and accessible to ASSIGNORS, and ASSIGNORS will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for obtain, maintain and enforce said applications, said invention and said Letters Patent which may be necessary or desirable to carry out the purposes hereof.

DATE 21 November 2006

  
\_\_\_\_\_  
J. Mark Sutton

DATE 21 November 2006

  
\_\_\_\_\_  
Neil David Hammond Raven